



**AMENDMENTS TO 2009 INTERNATIONAL ENERGY CONSERVATION
CODE (IECC) PROPOSED
BY THE CITY OF SOMERTON**

The following amendments, additions and deletions are hereby being proposed to be made to the 2009 International Energy Conservation Code (IECC).

Recommendation to City Council by the Residential and Commercial Advisory and Appeal Board on, May 28, 2019 is the adoption by reference of the 2009 International Energy Conservation Code (IECC), including the amendments below.

Code references not being proposed for amendment shall be enforced as published in the referenced document.

- A. **Section 101.1 Title.** Amend to read, "These provisions shall be known as the 2009 International Energy Conservation Code of the City of Somerton and shall be cited as such and will be referred to herein as "this code'."
- B. **Section 101.5.2 Low Energy Buildings.** Add third exemption to section as follows:

"3. Warehouse and storage portions of buildings in Groups S-1, S-2 and Occupancies that are not designed as fully conditioned space."
- C. **Section 102.1.2.** Create new section to read, "Amend all sections of this code to substitute 'code official' for the term 'building official.'"
- D. **Section 107.2 Schedule of Permit Fees.** Refer to current Energy Conservation Fee Schedule adopted by the City of Somerton.
- E. **Section 107.2.1 Plan Review Fees.** Create new section to read, "When submittal documents are required by Section R106.1, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be 65 percent of the building permit fee shown in the current Energy Conservation Fee Schedule adopted by the City of Somerton. The plan review fees specified in this section are separate fees from the permit fees specified in Section 107.2 and are in addition to the permit fees. When submittal documents are incomplete or changed so as to require additional plan review, an additional plan review fee shall be charged at the rate shown in the current Energy Conservation Fee Schedule adopted by the City of Somerton."
- F. **Section 107.3 Work commencing before permit issuance.** Add to end of section, "An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be determined by the building official, based on the circumstances, nature, and severity of the infraction. The minimum investigation fee shall be \$50.00, and the maximum shall be an amount up to the same as the fee set forth in the current Energy Conservation Fee Schedule adopted by the City of Somerton."

- G. **Section 107.5 Refunds.** Amend to read, “The building official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder that was erroneously paid or collected.
2. Not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan review effort has been expended.

The building official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee or applicant not later than 180 days after the date of fee payment.”

- H. **Section 108.4 Failure to comply.** Amend to read, “Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to the penalty and fine described in the Somerton City Code, Chapter 1, Article 1-8.”

- I. **Section 108.5 Violation Penalties.** Create new section to read, “Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, construct, alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be subject to the penalty and fine described in the Somerton City Code, Chapter 1, Article 1-8.”

- J. **Section 109.1 General.** Add to end of section, “The membership of the Building Advisory Board, as prescribed in Section 7-1-3 of the Somerton City Code, will be the Board of Appeals.”

- K. **Section 109.3 Qualifications.** Delete section in its entirety.

- L. **Section 401.1 Scope.** Amend to read, “This chapter applies to residential buildings as defined in Section 202. Energy efficiency provisions for Group R-3 One- and Two-family Dwellings are contained in the International Residential Code.”

- M. **Section 504.7.3 Pool Covers.** Add second exemption to read as follows:

“2. Pools utilizing variable speed pump motors.”